

STATE OF SOUTH CAROLINA

(Caption of Case)

In Re: Friends of the Earth and Sierra Club v. SCE&G,
 Prudence of South Carolina Electric & Gas Company
 Construction of a
 Nuclear Base Load Generation Facility at
 Jenkinsville, South Carolina and the Unjust and
 Unreasonable Rates Related Thereto
 Docket No. 2017-207--E

BEFORE THE
 PUBLIC SERVICE COMMISSION
 OF SOUTH CAROLINA

COVER SHEET

DOCKET

NUMBER: 2017 - 207 - E

(Please type or print)

Submitted by: Robert Guild, Attorney at LawSC Bar Number: 2358Address: 314 Pall Mall StreetTelephone: (803)917 5738Columbia, SC 29201

Fax: _____

Other: _____

Email: bguild@mindspring.com

NOTE: The cover sheet and information contained herein neither replaces nor supplements the filing and service of pleadings or other papers as required by law. This form is required for use by the Public Service Commission of South Carolina for the purpose of docketing and must be filled out completely.

DOCKETING INFORMATION (Check all that apply)

☐ Emergency Relief demanded in petition☒ Request for item to be placed on Commission's Agenda expeditiously☐ Other: _____

INDUSTRY (Check one)

- ☒ Electric
☐ Electric/Gas
☐ Electric/Telecommunications
☐ Electric/Water
☐ Electric/Water/Telecom.
☐ Electric/Water/Sewer
☐ Gas
☐ Railroad
☐ Sewer
☐ Telecommunications
☐ Transportation
☐ Water
☐ Water/Sewer
☐ Administrative Matter
☐ Other: _____

NATURE OF ACTION (Check all that apply)

- | | | |
|--|--|---|
| <input type="checkbox"/> Affidavit | <input checked="" type="checkbox"/> Letter | <input checked="" type="checkbox"/> Request |
| <input type="checkbox"/> Agreement | <input type="checkbox"/> Memorandum | <input type="checkbox"/> Request for Certification |
| <input type="checkbox"/> Answer | <input type="checkbox"/> Motion | <input type="checkbox"/> Request for Investigation |
| <input type="checkbox"/> Appellate Review | <input type="checkbox"/> Objection | <input type="checkbox"/> Resale Agreement |
| <input type="checkbox"/> Application | <input type="checkbox"/> Petition | <input type="checkbox"/> Resale Amendment |
| <input type="checkbox"/> Brief | <input type="checkbox"/> Petition for Reconsideration | <input type="checkbox"/> Reservation Letter |
| <input type="checkbox"/> Certificate | <input type="checkbox"/> Petition for Rulemaking | <input type="checkbox"/> Response |
| <input type="checkbox"/> Comments | <input type="checkbox"/> Petition for Rule to Show Cause | <input type="checkbox"/> Response to Discovery |
| <input type="checkbox"/> Complaint | <input type="checkbox"/> Petition to Intervene | <input type="checkbox"/> Return to Petition |
| <input type="checkbox"/> Consent Order | <input type="checkbox"/> Petition to Intervene Out of Time | <input type="checkbox"/> Stipulation |
| <input type="checkbox"/> Discovery | <input type="checkbox"/> Prefiled Testimony | <input type="checkbox"/> Subpoena |
| <input type="checkbox"/> Exhibit | <input type="checkbox"/> Promotion | <input type="checkbox"/> Tariff |
| <input type="checkbox"/> Expedited Consideration | <input type="checkbox"/> Proposed Order | <input checked="" type="checkbox"/> Other: <u>Response to</u> |
| <input type="checkbox"/> Interconnection Agreement | <input type="checkbox"/> Protest | <u>Directive</u> |
| <input type="checkbox"/> Interconnection Amendment | <input type="checkbox"/> Publisher's Affidavit | |
| <input type="checkbox"/> Late-Filed Exhibit | <input type="checkbox"/> Report | |

Print Form

Reset Form

ROBERT GUILD

Attorney at Law

314 Pall Mall • Columbia, South Carolina 29201 • 803-252-1419 • bguild@mindspring.com

August 22, 2017

Ms. Jocelyn D. Boyd
 Chief Clerk & Administrator
 Public Service Commission of South Carolina
 101 Executive Center Drive, Suite 100
 Columbia, SC 29210

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Dear Ms. Boyd:

Friends of the Earth and Sierra Club hereby respond to the Commission's August 2, 2017, Directive seeking the parties' position on the consolidation of this complaint proceeding with SCE&G's project abandonment proceeding and holding in abeyance all procedural matters now pending in this docket. While SCE&G has subsequently withdrawn its abandonment and cost recovery Petition, Docket No. 2017-244-E, by letter of August 15, 2017; it has reaffirmed its intention to abandon the project and seek recovery of abandoned project costs in a new filing with the Commission.

While SCE&G's project abandonment decision accomplishes the initial relief sought by Friends of the Earth and Sierra Club in this complaint proceeding, significant claims for relief remain pending in this docket, including reparations and refunds of rates to ratepayers and the prudence of least-cost efficiency and renewable generation alternatives. Friends of the Earth and Sierra Club respectfully request that the Commission lift the August 2, 2017, Directive holding various procedural matters in this docket in abeyance. In order that the parties may most efficiently prepare for the litigation of these critical remaining claims, we ask that pending pre-hearing discovery be revived and that the pending SCE&G Motion to Dismiss be set for oral argument and decision. Finally, Friends of the Earth and Sierra Club agree that this complaint proceeding can be effectively consolidated for hearing with the expected abandoned project cost recovery proceeding to be filed by SCE&G; and that any pre-filing of testimony in this docket should be deferred and consolidated with that future proceeding.

With kind regards I am

Sincerely,

Robert Guild

CC: All Parties via e-filing

